

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

NO. CR20-170 RSM

Plaintiff,

ORDER CONTINUING TRIAL

V.

JONSHE L. GILBERT,

Defendants

THIS COURT has considered the facts and circumstances contained in the parties' Stipulated Motion to Continue Trial. Based on those facts and circumstances, which are incorporated herein by reference and adopted as findings of fact, the parties' Motion is GRANTED.

THE COURT finds that a failure to grant an extension would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv) and would result in a miscarriage of justice, 18 U.S.C. § 3161(h)(7)(B)(i). THE COURT also finds that this case is sufficiently complex that it is unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself within the time limits established by this section, 18 U.S.C.

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1 § 3161(h)(7)(B)(ii). THE COURT also finds that the ends of justice will be served by
2 ordering a continuance in this case, that a continuance is necessary to ensure adequate time
3 for effective case preparation, and that these factors outweigh the best interest of the public
4 and the defendant in a speedy trial.

5 Accordingly, THE COURT ORDERS that the trial date be continued to January 31,
6 2022 and the deadline for pretrial motions to December 20, 2021, and that the period of time
7 from the date of this Order until the new trial date of January 31, 2022, shall be excludable
8 time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A).

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10 DATED this 15th day of July, 2021.

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13 RICARDO S. MARTINEZ
14 CHIEF UNITED STATES DISTRICT JUDGE

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16 Presented by:

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18 s/ Laura Harmon
19 LAURA HARMON
20 Special Assistant United States Attorney

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